

## Message Text

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ORIGIN L-03

INFO OCT-01 EUR-25 IO-14 ISO-00 EB-11 OIC-04 AF-10 ARA-16

EA-11 NEA-14 RSC-01 CCO-00 CIAE-00 OTPE-00 FCC-03

INR-10 NSAE-00 OC-06 COME-00 OMB-01 ABF-01 TRSE-00

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TO USMISSION GENEVA PRIORITY

INFO AMEMBASSY LONDON

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E.O. 11652: N/A

TAGS: OCON, ETEL, ITU, PFOR, RH

SUBJECT: ITU ADMIN COUNCIL: RHODESIA

REF: GENEVA 4054

1. DEPT CONCURS WITH UKDEL VIEW, REPORTED REFTEL, THAT STATUS QUO SHOULD BE MAINTAINED REGARDING FINANCIAL SITUATION FOR RHODESIA STEMMING FROM ADMIN COUNCIL RESOLUTIONS 676 AND 599. USDEL SHOULD FOLLOW UK LEAD AND OPPOSE ATTEMPTS TO ALTER STATUS QUO, ARGUING FOLLOWING POINTS AS HE DEEMS APPROPRIATE.

2. AS NOTED IN RESOLUTION 676, FUNDS PLACED IN ABEYANCE WERE RECEIVED FROM RHODESIA AS PAYMENT OF CONTRIBUTORY UNIT. IF ITU IS TO INCORPORATE THESE CONTRIBUTIONS INTO ITU GENERAL FUNDS, RHODESIAN FUNDS MUST BE VIEWED AS PAY-LIMITED OFFICIAL USE

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MENT OF CONTRIBUTORY UNIT, SINCE THE FUNDS WERE TRANSMITTED

BY RHODESIA AND RECEIVED BY ITU AS SUCH. MONTREUX CONVENTION DOES NOT APPEAR TO PROVIDE ANY OTHER CONCLUSION. ACCORDINGLY, INCORPORATION INTO GENERAL ITU FUNDS CAN BE INTERPRETED AS IMPLYING RECOGNITION OF LEGITIMACY OF SMITH REGIME TO MAKE SUCH CONTRIBUTION TO ITU ON BEHALF OF RHODESIA. CONTRARY ARGUMENT THAT SUM DEPOSITED BY SMITH REGIME BE VIEWED MERELY RPT MERELY AS A SUM REPRESENTING ITU'S SERVICES SUPPLIED TO RHODESIA FOR PERIOD 1969-70 IS NOT PERSUASIVE. SUCH SERVICES FALL WITHIN MONTREUX ARTICLE 16 EXPENSES OF THE UNION. ARTICLE 16 ALSO STATES THAT

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"EXPENSES OF THE UNION SHALL BE MET FROM CONTRIBUTIONS OF THE MEMBERS . . ." THUS IF ITU FORMALLY INCORPORATES SMITH REGIME FUNDS INTO GENERAL ITU FUNDS, IT STRONGLY APPEARS THAT IT COULD ONLY BE INCORPORATED AS PAYMENT OF CONTRIBUTORY UNIT.

3. ALSO, CONSISTENT WITH 676, ADMIN COUNCIL SHOULD HOLD FUNDS IN ABEYANCE UNTIL IT ". . . SHOULD FIND THAT THE CONDITIONS FOR ACTIVE MEMBERSHIP (OF RHODESIA) HAD BEEN RESTORED."

4. A BASIC ISSUE IS THAT EVEN IF SMITH REGIME IS VIEWED AS ILLEGAL, FUNDS WERE TRANSMITTED BY THAT REGIME TO ITU AS PAYMENT OF CONTRIBUTORY UNIT. IF ITU NOW WANTS TO DENY THAT IT IS SUCH A CONTRIBUTION, ITS MOST APPROPRIATE ALTERNATIVE TO AN ESCROW FUND (WHICH ITSELF WAS AN IRREGULAR PROCEDURE) IS TO RETURN THE FUNDS TO SMITH REGIME. DEPT IS NOT RPT NOT ADVISING LATTER COURSE OF ACTION.

5. ANOTHER CONSIDERATION IS THAT THESE ACTIONS ORIGINATED AS A RESULT OF A UK INITIATIVE. UK IS STILL REGARDED BY USG AS LEGITIMATE SOVEREIGN OVER RHODESIA. IN VARYING DEGREES OTHER MEMBERS OF ADMIN COUNCIL PROBABLY REGARD UK AS SUCH ALSO. ACCORDINGLY, ADMIN COUNCIL SHOULD SERIOUSLY CONSIDER DEFERRING TO UK POSITION ON THIS ISSUE.

6. ARGUMENT THAT RHODESIA WILL NOT BE MEMBER UNDER LIMITED OFFICIAL USE

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TORREMOLINOS CONVENTION IS IRRELEVANT TO PRESENT ADMIN COUNCIL DELIBERATIONS ON THIS POINT, SINCE PRESENT COUNCIL IS OPERATING UNDER MONTREUX CONVENTION. SISCO

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## Message Attributes

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**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** POLICIES, MEETINGS, FINANCIAL CONTRIBUTIONS, INTERNATIONAL ORGANIZATIONS  
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**Draft Date:** 28 JUN 1974  
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**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** BoyleJA  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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